IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

WRIT PETITION NO 2600 OF 2007

Mr.Surendra I.Chhoriya ..Petitioners

Versus

The State of Maharashtra & Ors. ..Respondents

Coram : S.B.Mhase &
R.S.Mohite,JJ

Date : 16.06.2007.

PC

1. This matter was on board and called on 8.6.2007. None was present. Therefore, in the interest of justice we adjourned the matter for one week. Today when the matter was called out, nobody is present. The petitioner has approached to this Court for a relief that the respondent no.2 shall not take possession of the secured assets of the petitioner i.e. Vardhaman Medical, Shop No.1, Sai Niwas, Bazar Peth, Khopoli, Tal-Khalapur, Dist. Raigad, and he has further requested for rescheduling the outstanding loan. Thus the basic order which has been passed under Section 101 of the Maharashtra Co-operative Societies Act 1960, is not challenged. The liability has been accepted and only further steps which are being taken in view of the liability being adjudicated, are being challenged. There is no illegality committed by the respondent in recovering the amounts which have been adjudicated

in the proceeding in accordance with Section 101 of the Maharashtra Co-operative Societies Act 1960. There is no merit in the matter. The petition is therefore, rejected.

(R.S.Mohite,J) **(S.B.Mhase,J)**